

GOVERNMENT OF PALESTINE

Gen. 2.

Registry No.

Other files dealing with
same Subject

A.G. 20/170

Other Departments

SUBJECT.

Establishment of Magistrate's Court at Tulkarm

Referred to	Date	Referred to	Date	Referred to	Date



Establishment of: Other Departments : שם תיק
Magistrate's Court Tulkarm

מ-735/36

מזהה פנימי:

מזהה פריט: 00066in

כתובת: 2-112-5-6-1

11/03/2018

תאריך הדפסה

גנזך המדינה

P. A.

Date

מ

ארץ ישראל
ממשלת המנדט

A.G. 20/170

735/36

735

Gen. 2.

Other files dealing with
same Subject

P.G. 20/170

Other Departments

Establishment of Magistrate's Court at Tulharn

Referred to	Date	Referred to	Date	Referred to	Date

[illegible]

שם:

735 / 36 - מ

מזהה פיוז

2469

מס פריט:

3.0/1 - 942

מזהה לוגי:

24/02/2011

02-112-05-06-01

כתובת:

גנזך המדינה

P. A.

Date _____

20/170

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on either margin.

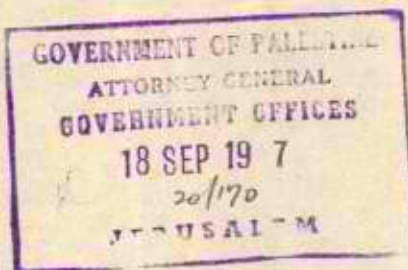
Question, No. _____

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on either margin.

(1) AG (see 2)
12/9

(3) A.G. 
12/9

C/58/7-7902



CHIEF JUSTICE'S CHAMBERS,
COURTS OF JUSTICE,
JERUSALEM.

17th September, 1947.

My dear Attorney General,

Subject :- Magistrate's Court, Tulkarm.

Reference:- Your A.G.20/170 of 13.9.47.

Thank you very much for your letter.
I am making further enquiries with a view to
ascertaining whether it is really desirable
for these two Courts to have separate areas of
jurisdiction.

Yours sincerely,

B. V. Shau.

The Honourable,
The Attorney General.

8+ 18/9/47

CHIEF JUSTICE SHAWMUT
COURT OF 1882
JANUARY 1882



A.G.20/170.

13 September, 1947.

My dear Chief Justice,

Subject:- Magistrate's Court -Tulkarm.

Reference:- Your C/58/7-7805 of 11th
September, 1947.

I think that the reference to sub-districts in the Establishment of Courts Order, 1939 is to the various sub-districts constituted by proclamations of the High Commissioner under Article 11 of the Palestine Order in Council. These proclamations are at 1939 A.V. III, p. 1529 1945 A.V. II, p. 624 and 1946 A.V. II, p. 279.

2. In my opinion the effect of paragraph 3 of the Establishment of Courts Order, 1939, is that it would be permissible to establish more than one Magistrate's Court in a sub-district, but that any Court so established would, in the terms of sub-paragraph (3), have jurisdiction over the whole sub-district. If you desired to establish more than one Magistrate's Court in a sub-district, but to allot to the Courts so established jurisdiction in part only over that sub-district, an amendment of the Order would be required.

Yours sincerely,

(Sgd.) L.B. GIBSON

(L.B. Gibson)

His Honour
The Acting Chief Justice.

Replied at. ③

0.60170

13

13 December 1955

Subject: Request for information - 13 December 1955

Reference: WFO 100-1000 of 11th December 1955

I thank you for the letter of 11th December 1955. The information requested is being provided by the appropriate authorities. The information requested is being provided by the appropriate authorities. The information requested is being provided by the appropriate authorities.

2. In my opinion, the matter is being handled in a satisfactory manner. The information requested is being provided by the appropriate authorities. The information requested is being provided by the appropriate authorities. The information requested is being provided by the appropriate authorities.

Yours sincerely,
[Signature]
[Name]
[Title]

13 December 1955

C/58/7-7805



CHIEF JUSTICE'S CHAMBERS,
COURTS OF JUSTICE,
JERUSALEM.

11th September, 1947

My dear Attorney General,

Magistrates Court - Tulkarm

When the Solicitor General came to see me two or three days ago in connection with a complaint against an advocate made by Mr. Alouf, who sits as Magistrate at Nathanya, and a counter-complaint by the advocate, he expressed the opinion that there might be some force in the submission that the Nathanya (Jewish) area should be separated from the Tulkarm (Arab) area, and that there should be a separate Magistrate's Court for each.

2. Nathanya is, as far as I know, in the Samaria district, and the Court there is really the Tulkarm Court sitting at Nathanya. In this connection I would invite your attention to the Establishment of Courts Order, 1939, at p.1496 of Supp. No.2 of that year. There is no mention of Nathanya.

3. The term "sub-districts" in Clause 3 of the Order refers presumably to the administrative sub-districts. So the question arises whether a sub-district could be split up for Magisterial purposes without an amendment of the Establishment of Courts Order. I should be glad of your views on the point.

4. In the meantime I am writing to the District Commissioner of Samaria asking him whether he considers it advisable to have two Courts instead of one, and whether in practice he treats the Nathanya (Jewish) area of Tulkarm as a separate entity. The splitting up could, I think, quite easily be effected by listing the predominantly Jewish settlements or areas under Nathanya and the Arab villages under Tulkarm.

5. There is, of course, another instance of two Courts having the same jurisdiction in the case of the District Courts of Jaffa and Tel Aviv, and there have been submissions from time to time that they ought to be split up.

Yours sincerely,

B. V. Mann

The Honourable
The Attorney General.